

CERTIFICATION OF ENROLLMENT

HOUSE BILL 2170

Chapter 486, Laws of 2005

59th Legislature
2005 Regular Session

REAL ESTATE EXCISE TAX--COMMON SCHOOLS--GENERAL FUND

EFFECTIVE DATE: 7/24/05

Passed by the House March 9, 2005
Yeas 66 Nays 31

FRANK CHOPP

Speaker of the House of Representatives

Passed by the Senate April 23, 2005
Yeas 32 Nays 16

BRAD OWEN

President of the Senate

Approved May 16, 2005.

CHRISTINE GREGOIRE

Governor of the State of Washington

CERTIFICATE

I, Richard Nafziger, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 2170** as passed by the House of Representatives and the Senate on the dates hereon set forth.

RICHARD NAFZIGER

Chief Clerk

FILED

May 16, 2005 - 1:52 p.m.

**Secretary of State
State of Washington**

HOUSE BILL 2170

Passed Legislature - 2005 Regular Session

State of Washington 59th Legislature 2005 Regular Session

By Representatives Springer, Dunshee, Clibborn and Morrell

Read first time 02/21/2005. Referred to Committee on Capital Budget.

1 AN ACT Relating to including a portion of the real estate excise
2 tax as general state revenue; amending RCW 82.45.180; and creating a
3 new section.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 NEW SECTION. **Sec. 1.** Over the past decade, traditional school
6 construction funding sources, such as timber revenues, have been
7 declining, while the demand for school facility construction and
8 improvements have been increasing. Washington's youth deserve safe,
9 healthy, and supportive learning environments to help meet their
10 educational needs. To increase state assistance for local school
11 construction projects, the legislature expects to rely more on state
12 bonding authority. The purpose of this act is to expand the
13 constitutional definition of general state revenues by removing the
14 dedication of a portion of the real estate excise tax for common
15 schools. Nothing in this act is intended to affect the state's current
16 efforts to support common schools in the state's omnibus appropriations
17 act.

1 **Sec. 2.** RCW 82.45.180 and 1998 c 106 s 11 are each amended to read
2 as follows:

3 (1) For taxes collected by the county under this chapter, the
4 county treasurer shall collect a two-dollar fee on all transactions
5 required by this chapter where the transaction does not require the
6 payment of tax. A total of two dollars shall be collected in the form
7 of a tax and fee, where the calculated tax payment is less than two
8 dollars. The county treasurer shall place one percent of the proceeds
9 of the tax imposed by this chapter and the treasurer's fee in the
10 county current expense fund to defray costs of collection and shall pay
11 over to the state treasurer and account to the department of revenue
12 for the remainder of the proceeds at the same time the county treasurer
13 remits funds to the state under RCW 84.56.280. The state treasurer
14 shall deposit the proceeds in the general fund (~~for the support of the~~
15 ~~common schools~~)).

16 (2) For taxes collected by the department of revenue under this
17 chapter, the department shall remit the tax to the state treasurer who
18 shall deposit the proceeds of any state tax in the general fund (~~for~~
19 ~~the support of the common schools~~)). The state treasurer shall deposit
20 the proceeds of any local taxes imposed under chapter 82.46 RCW in the
21 local real estate excise tax account hereby created in the state
22 treasury. Moneys in the local real estate excise tax account may be
23 spent only for distribution to counties, cities, and towns imposing a
24 tax under chapter 82.46 RCW. Except as provided in RCW 43.08.190, all
25 earnings of investments of balances in the local real estate excise tax
26 account shall be credited to the local real estate excise tax account
27 and distributed to the counties, cities, and towns monthly. Monthly
28 the state treasurer shall make distribution from the local real estate
29 excise tax account to the counties, cities, and towns the amount of tax
30 collected on behalf of each taxing authority. The state treasurer
31 shall make the distribution under this subsection without
32 appropriation.

Passed by the House March 9, 2005.

Passed by the Senate April 23, 2005.

Approved by the Governor May 16, 2005.

Filed in Office of Secretary of State May 16, 2005.